

The State of Alabama, }

IN CIRCUIT COURT, IN EQUITY

Baldwin County, }

Bertha Lee Hudson Complainant

vs.

Dave Hudson Defendant

In this cause it appearing to the Register

that a Summons requiring the Defendant, Dave Hudson,

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the service of said Summons upon him

was served upon the said Dave Hudson

more than thirty days prior to this date, and the said Defendant having failed to demur, plead to or answer the said

Bill of Complaint to this date it is now, therefore, on motion of Wilters & Brantley, Complainant's Solicitor, ordered, adjudged and decreed that the said Bill of Complaint in this cause be, and it is hereby

in all things taken as confessed against the said Dave Hudson

Defendants

This the 18th day of April, 1953

, Register.

**RECORDED**

No. .... Page .....

**The State of Alabama**

..... County.

**IN CIRCUIT COURT, IN EQUITY**

**Bertha Lee Hudson**

.....  
COMPLAINANT,

vs.

**Dave Hudson**

.....  
DEFENDANT.

**Decree Pro Confesso on Personal Service**

Issued this 18<sup>th</sup> day of April, 1953

Eric J. French, Register.

Filed ....., 19.....

....., Register.

Recorded in

..... Record

Vol. .... Page .....

....., Register.

(2977)

THE STATE OF ALABAMA, }  
BALDWIN COUNTY

No. 2977

Circuit Court, In Equity.

Bertha Lee Hudson

Complainant

Vs.

Dave Hudson

Defendant

Motion is hereby made for a Decree Pro Confesso against Dave Hudson

Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant; and that said summons was duly served according to law, and that said Defendant has failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 18th day of April 1953

WILTERS & BRANTLEY  
By: *Albert M. Brantley* Solicitor.

RECORDED

The State of Alabama,  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Bertha Lee Hudson,

Complainant,

Vs.

Dave Hudson,

Respondent.

Motion for Decree Pro Confesso on  
Personal Service

Filed 4-18 1953

*Deice J. Neuch*  
Register.

Recorded in \_\_\_\_\_ Record

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Register.

The State of Alabama, Baldwin County

IN CIRCUIT COURT, IN EQUITY

To any Sheriff of the State of Alabama—Greeting :

You are hereby commanded to summon

Dave Hudson

to appear and answer, plead, or demur, within thirty days from the service hereof, to a Bill of Complaint filed in said Circuit Court, in equity, for said County of said State.....by

Bertha Lee Hudson

against Dave Hudson

Herein fail not. Due return make of this writ as the law directs.

Witness this 11th day of March, 1953

Bertha Lee Hudson Register.

~~(Defendant is entitled to a copy of the bill on application to the Register.)~~

BILL OF COMPLAINT

BERTHA LEE HUDSON,

Complainant,

VS.

DAVE HUDSON,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY

CASE NO. \_\_\_\_\_.

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE TWENTY-EIGHTH JUDICIAL CIRCUIT  
OF THE STATE OF ALABAMA, IN EQUITY SITTING.

Your Complainant, Bertha Lee Hudson, represents and shows unto Your Honor:

1.

That your Complainant is over the age of twenty-one years and is a resident of the said State and County and has been a bona fide resident citizen of said State for more than two years next preceding the filing of this Bill of Complaint; that your Respondent is over the age of twenty-one years and resides in Baldwin County, Alabama.

2.

That your Complainant and Respondent were lawfully married on or about, to-wit: the 30th day of October, 1943, at Pensacola, Escambia County, Florida.

3.

Your Complainant avers and charges that said Respondent did on or about the 2nd day of February, 1953, and many times prior thereto assault Complainant; that Respondent has committed actual violence on her person attended with danger to her life or health. Complainant avers and charges that Respondent has made numerous threats of doing her physical harm and from his manner and conduct toward her, she is reasonably convinced that he will commit actual violence upon her person attended with danger to her life or health.

4.

Your Complainant further represents and shows that she and Respondent are the joint owners of the following described property situated in the Town of Perdido, Baldwin County, Alabama, to-wit:

Beginning at the Northwest corner of the Northwest Quarter of the Southeast Quarter of Section 25, Township 1 North, Range 4 East, thence run South 210 yards to a point of beginning, thence run East 140 yards, thence run South 140 yards, thence West 140 yards, thence North to the point of beginning.

There are a house and store building located on the above described property, which in the opinion of the Complainant is worth TWENTY-FIVE HUNDRED (\$2500.00) DOLLARS.

That in addition to the aforesaid real estate they jointly own numerous household goods, fixtures in the store building and a stock of goods in said store building worth, in the opinion of your Complainant, FIVE HUNDRED (\$500.00) DOLLARS. That all of the property is now in the possession of your Respondent.

PRAYER FOR PROCESS

To the end that equity may be had in the premises Complainant prays that Your Honor will cause the usual writ of process to issue the said Dave Hudson, making him a party Respondent to this Bill of Complaint and requiring him to plead, answer or demur to the within Bill of Complaint within the time and under the penalties prescribed by law and the rules of this Honorable Court.

PRAYER FOR RELIEF

The premises considered, your Complainant prays that on a final hearing of this cause Your Honor will make and enter a decree granting to the Complainant a complete and absolute divorce from the said Dave Hudson; that she be permitted to again contract marriage should she so desire. Your Complainant further prays that Your Honor will partition this property in kind in accordance with the equity each holds in the same. The Complainant prays in the alternative; that if Your Honor finds it impossible to divide said property in kind, that Your Honor will cause the same to be sold under a decree for partition and division of the proceeds of the same.

Complainant prays for all other, further and additional relief which in equity and good conscience she may be entitled to receive in the premises.

WILTERS & BRANTLEY

By:

Albert M Brantley  
Solicitors for Complainant